



## NOTICE OF PROPOSED RULE ADOPTION

### STATE OF MISSISSIPPI OFFICE OF THE GOVERNOR DIVISION OF MEDICAID

Miss. Division of Medicaid  
c/o Bob M. Dent, Staff Officer  
Robert E. Lee Building  
239 N. Lamar Street  
Suite 801  
Jackson, MS 39201-1399  
(601) 359-6120  
<http://www.dom.state.ms.us>

Specific Legal Authority authorizing the promulgation of  
Rule: Miss. Code Ann. §43-13-117(1972), as amended,  
42 CFR 443.68, MS Code Ann. §43-13-117(1972), as amended  
Reference to Rules repealed, amended or suspended by the  
Proposed Rule : \_\_\_\_\_  
N/A

#### Explanation of the Purpose of the Proposed Rule and the reason(s) for proposing the rule:

AP 2006-35. The Division will increase the gross revenue assessment for hospitals for the continuation of the Disproportionate Share Hospital Payments (DSH)/Upper Payment Limit (UPL) to one percent (1%) of gross revenue to be collected monthly effective September 1, 2006.

This rule is proposed as a ☒ Final Rule, and/or a ☐ Temporary Rule (Check one or both boxers as applicable.)

Persons may present their views on the proposed rule by addressing written comments to the agency at the above address. Persons making comments should include their name and address, as well as other contact information, and if you are an agent or attorney, the name, address and telephone number of the party or parties you represent.

Oral Proceeding: Check one box below:

☒ An oral proceeding is scheduled on this rule on Date: July 21, 2006 Time: 3:00 p.m.

Place: Robert E. Lee Building, 239 N. Lamar Street, Suite 803, Jackson, MS  
39201

If you wish to be heard and present evidence at the oral proceeding you must make a written request to the agency at the above address at least 3 day(s) prior to the proceeding to be placed on the agenda. The request should include your name, address, telephone number as well as other contact information; and if you are an agent or attorney, the name, address and telephone number of the party or parties you represent.

☐ An oral proceeding is not scheduled on this rule. Where an oral proceeding is not scheduled, an oral proceeding will be held if a written request for an oral proceeding is submitted by a political subdivision, an agency or ten (10) persons. The written request should be submitted to the agency contact person at the above address within twenty (20) days after the filing of this notice of proposed rule adoption and should include the name, address and telephone number of the person(s) making the request; and if you are an agent or attorney, the name, address and telephone number of the party or parties you represent.

Economic Impact Statement: Check one box below:

☐ The agency has determined that an economic impact statement is not required for this rule, or

☒ The concise summary of the economic impact statement required is attached.

The entire text of the Proposed Rule including the text of any rule being amended or changed is attached.

Date Rule Proposed: June 29, 2006

Proposed Effective Date of Rule: September 1, 2006

Executive Director

Signature and Title of Person Submitting Rule for Filing

SOS FORM APA 001  
Effective Date 07/29/2005